



Altera Reference No.: 635.347US01

#4

Altera Law Group, LLC

**Declaration and Power of Attorney Patent Application
(Design or Utility)**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHOD AND APPARATUS FOR REDUCING RANDOMLY, CONTINOUS, NON-STATIONARY DISTORTIONS IN AUDIO SIGNALS**

the specification of which

is referred to by Altera reference number on a separate document
 is attached hereto
 was filed on 13 December 2001 as application serial no. _____ and or PCT International Application number _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or 35 U.S.C. §365(b) of any foreign application(s) for patent or inventor's certificate, or 35 U.S.C. §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate of PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)		
Number	Country	Day/Month/Year Filed
100 61 957.9	Germany	13 December 2000
Number	Country	Day/Month/Year Filed
Number	Country	Day/Month/Year Filed

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

Prior Provisional Application(s)	
Serial Number	Day/Month/Year Filing Date
Serial Number	Day/Month/Year Filing Date
Serial Number	Day/Month/Year Filing Date

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s), or under 35 U.S.C. §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

Prior U.S. or International Application(s)		
Serial Number	Day/Month/Year Filed	Status (patented, pending, abandoned)
Serial Number	Day/Month/Year Filed	Status (patented, pending, abandoned)
Serial Number	Day/Month/Year Filed	Status (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Power of Attorney

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Steven R. Funk Reg. No. 37,830
 David W. Lynch Reg. No. 36,204
 Karen D. McDaniel Reg. No. 37,674
 Michael T. Wallace Reg. No. 45,420

Mark A. Hollingsworth Reg. No. 38,491
 Michael B. Lasky Reg. No. 29,555
 Iain A. McIntyre Reg. No. 40,337

I hereby authorize them or others whom they may appoint to act and rely on instructions from and communicate directly with the person/organization who/which first sends this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Altera Law Group, LLC otherwise.

Please direct all correspondence in this case to Altera Law Group, LLC at the address indicated below:

Michael B. Lasky
 Altera Law Group, LLC
 6500 City West Parkway - Suite 100
 Minneapolis, MN 55344-7701

Full Name of Sole or First Inventor		
Family Name	First Given Name	Second Given Name
Rademacher	Jan	
Residence and Citizenship		
City of Residence	State or Country of Residence	Country of Citizenship
Bremerhaven	Germany	Germany
Post Office Address		
Street Address	City	State & Zip Code or Country
Kattowitzer Str. 55a	27578 Bremerhaven	Germany
Signature of Inventor	Date	
<i>Jan Rademacher</i>	08.01.2002	

Full Name of Second Inventor, if any		
Family Name	First Given Name	Second Given Name
Bitzer	Jörg	
Residence and Citizenship		
City of Residence	State or Country of Residence	Country of Citizenship
Bremen	Germany	Germany
Post Office Address		
Street Address	City	State & Zip Code or Country
Manteuffelstr. 33	28203 Bremen	Germany
Signature of Inventor	Date	
<i>Jörg Bitzer</i>	08.01.2002	

STATEMENT CLAIMING SMALL ENTITY STATUS
SMALL BUSINESS CONCERN (37 C.F.R. §1.9(f) & 1.27(c))

I hereby state that I am

the owner of the small business concern identified below.
 an official of the small business concern empowered to act on behalf of the concern identified below

NAME OF BUSINESS: Jörg Houpert
ADDRESS OF BUSINESS Anne-Conway-Strasse 1
28359 Bremen
Germany

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. §121 and 37 C.F.R. §1.9 for purposes of paying reduced fees to the United States Patent and Trademark Office under 35 U.S.C. §41(a) and 41(b), in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled METHOD AND APPARATUS FOR REDUCING RANDOMLY, CONTINOUS, NON-STATIONARY DISTORTIONS IN AUDIO SIGNALS, by inventors Jan Rademacher and Jörg Bitzer, described in:

The specification filed herewith.
 Non-provisional application serial number _____, filed 13 December 2001.
 Provisional application serial number _____, filed _____.
 Patent number _____, issued _____.

If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. §1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 C.F.R. §1.9(d), or a nonprofit organization under 37 C.F.R. §1.9(e).

No such person, concern, or organization exists.
 Each such person, concern, or organization is listed below.

NAME: _____
ADDRESS: Individual Small Business Concern Nonprofit Organization

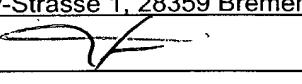
NAME: _____
ADDRESS: Individual Small Business Concern Nonprofit Organization

I acknowledges the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. §1.28(b))

TYPED OR PRINTED NAME: Jörg Houpert

POSITION:

ADDRESS: Anne-Conway-Strasse 1, 28359 Bremen, Germany

SIGNATURE: 

DATE: 04 Jan 2002